



PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Patentee: RODNEY M. SHIELDS

Examiner: W. WATKINS III

Application/control: 09/267,025

Art Unit: 1772

(Reissue of USP 5,609,938)

Filed: 11 March 1999

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CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as First-Class Mail in an envelope addressed to: Assistant Commissioner of Patents, Washington, DC 20241 on March 22, 2000.

Todd V. Leone

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SUPPLEMENTAL REISSUE DECLARATION OF GREGORY E. ROSS
PURSUANT TO 37 C.F.R. §1.175 and 37 C.F.R. §1.47

I, Gregory E. Ross, state:

1. The Decision According Status Under 37 CFR §1.47(b) mailed 8 September 1999 on file herein confirms the proprietary interest standing of Creative Minds Foundation to execute documents including Declarations in lieu of inventor Rodney M. Shields who has been non-responsive and non-participatory in this re-issue patent application and prosecution. Said Decision further recognized my authority as President of Creative Minds Foundation to execute such documents herein.

2. I have read the six-page Reissue Application Declaration and Power of Attorney document on file herein, unsigned by Rodney M. Shields. I refer to and incorporate by reference in this, my, Supplemental Reissue Declaration, all facts

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recited therein and all facts set forth in the Statement of Inoperativeness or Invalidity of Original Patent 37 C.F.R. §1.175 also on file herein.

3. More explicitly, I believe the original patent no. 5,509,938 to be partly inoperative or invalid by reason of the patentee claiming more or less than the patentee had a right to claim in the patent, which error (to be corrected in the pending reissue application) arose without any deceptive intention on the part of the applicant.

4. Without limitation, I believe one such error to be the failure of patentee to claim method(s) by which the invention described in the Shields 5,509,938 patent may be practiced. (See Amendment filed this date herein.)

5. Without limitation, I believe another such error to be the misinterpretation of "perforations" as used in the primary Hill 4,673,609 patent, which error originated on the part of the Examiner and was acquiesced in by patentee. (See Amendment filed this date herein.)

6. I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that wilful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such wilful false statements may jeopardize the validity of the application or any patent issued thereon.



MARCH 20, 2000

Gregory E. Ross, President
Creative Minds Foundation, Inc.
(assignee herein)